

June 24, 2008

JUN 25 2008
U.S. DISTRICT JUDGE
S.D.N.Y.

James G. McCarney

Partner

T 212.896.6565

F 914.462.3275

mccarneyj@howrey.com

BY FACSIMILE

Hon. Harold Baer
United States District Judge
Daniel Patrick Moynihan
United States Courthouse
500 Pearl Street, Room 2230
New York, NY 10007

USDS SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 6/25/08

**Re: CAN Technologies, Inc. v. Optima Besin Maddeleri San. Ve Tic. A.S.
07 Civ. 9541 (HB)**

Dear Judge Baer:

On behalf of plaintiff CAN Technologies, Inc., I write to update the Court on the status of service of process and to request a thirty-day adjournment of tomorrow's conference. We have received information that service of process on the defendant in Turkey has been effected under the Hague Convention. We also understand that defendant is in the process of retaining counsel and anticipate being contacted by such counsel within the next two weeks. Plaintiff accordingly requests that tomorrow's conference be adjourned for thirty days when all parties may be present. We will undertake to advise defense counsel of any adjourned date set by the Court.

Respectfully,

James G. McCarney

JGM:is

*Adj to Aug 7, 08
at 3 PM
as complete we can't wait a PTSD start
drafting with SO ORDER
after discussion
Harold Baer, Jr., U.S.D.J.
6/27/08*

Endorsement:

Adjourned to August 7, 2008 at 3 P.M. if service is complete we can and will move forward NOW with a PTSO start drafting with your adversary.